IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

MMB Docket No. 1671-0295

J&J Reference: DEP5253USNP Group Art Unit: 3733

In re patent application of: Aram et al. Examiner: Michael J. Araj

Application No. 10/812,216 Confirmation No. 3037

Filed: March 29, 2004

Title: METHOD AND APPARATUS FOR ARTHROSCOPIC BONE

PREPARATION

I hereby certify that this correspondence is being transmitted via the Electronic Filing System (EFS) to Mail Stop AF, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on October 24, 2008

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James D. Wood

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Signature

October 24, 2008

Date of Signature

NOTICE OF APPEAL FROM THE PRIMARY EXAMINER TO THE BOARD OF PATENT APPEALS AND INTERFERENCES

Mail Stop AF Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

Sir:

Applicants hereby appeal to the Board of Patent Appeals and Interferences from the decision set forth in the Official Action mailed July 25, 2008 in which the Examiner rejected claims 1-18 and 30-36 and and withdrew claims 37-44 from consideration. A fee of \$500.00 has previously been submitted for filing a notice of appeal.

Acordingly, please charge Deposit Account 13-0014 in the amount of \$40.00 for the increase in filing fees for a Notice of Appeal to the amount set forth in 37 CFR § 1.17(b).

Also, please provide any extensions of time which may be necessary and charge any fees which may be due to Deposit Account No. 13-0014, but not to include any payment of issue fees.

Respectfully submitted,

MAGINOT, MOORE & BECK LLP

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